

Appl. No.: 10/724,001
Amdt. Dated: 10/27/2005
Off. Act. Dated: 7/27/2005

REMARKS/ARGUMENTS

Reconsideration of this application is respectfully requested in view of the foregoing amendments and discussion presented herein.

1. **Allowable Subject Matter**

The Examiner is thanked for allowing Claims 13-33 and 37-43. The Examiner also objected to Claim 3 as depending from a rejected claim and indicated that it would be allowable if rewritten in independent form. Claim 3 is a dependent of Claim 1.

In response, the Applicant has amended Claim 1 to include all of the limitations of Claim 2 and Claim 3 and has canceled Claim 2 and Claim 3. Consequently, Claim 1 should now be in condition for allowance. Likewise, Claim 4 through Claim 12, depend from amended Claim 1 should also be allowable.

Claim 11 and Claim 37 through Claim 40 were also objected to for certain informalities. The language of the preambles of Claims 37-40 have been changed from "In an holder for" to —a method for holding— .

2. **Amendments Made Without Prejudice or Estoppel.**

Notwithstanding the amendments made and accompanying traversing remarks provided above, Applicants have made these amendments in order expedite allowance of the currently pending subject matter. However, Applicants do not acquiesce in the original ground for rejection with respect to the original form of these claims. These amendments have been made without any prejudice, waiver, or estoppel, and without forfeiture or dedication to the public, with respect to the original subject matter of the

Appl. No.: 10/724,001
Amdt. Dated: 10/27/2005
Off. Act. Dated: 7/27/2005

claims as originally filed or in their form immediately preceding these amendments.

Applicants reserve the right to pursue the original scope of these claims in the future, such as through continuation practice, for example.

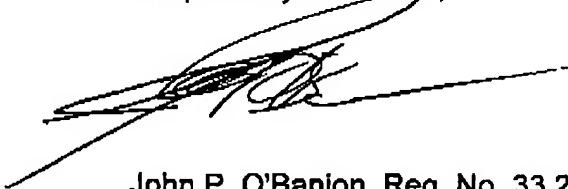
3. Conclusion.

Based on the foregoing, Applicants respectfully request that the various grounds for rejection in the Office Action be reconsidered and withdrawn with respect to the presently amended form of the claims, and that a Notice of Allowance be issued for the present Application to pass to issuance.

In the event any further matters remain at issue with respect to the present application, the Applicant respectfully requests that the Examiner please contact the undersigned below at the telephone number indicated in order to discuss such matter prior to the next action on the merits of this application.

Date: 10/27/05

Respectfully submitted,



John P. O'Banion, Reg. No. 33,201
O'BANION & RITCHEY LLP
400 Capitol Mall, Suite 1550
Sacramento, CA 95814
(916) 498-1010